

AGENDA

Thursday, March 12, 2009

The Austin City Council will convene at 10:00 AM on
Thursday, March 12, 2009 at Austin City Hall
301 W. Second Street, Austin, TX

AUSTIN CITY CLERK
POSTING: DATE/TIME

2009 MAR 6 PM 5 03



Mayor Will Wynn
Mayor Pro Tem Brewster McCracken
Council Member Lee Leffingwell, Place 1
Council Member Mike Martinez, Place 2
Council Member Randi Shade, Place 3
Council Member Laura Morrison, Place 4
Council Member Sheryl Cole, Place 6

For meeting information, contact City Clerk, 974-2210

The City Council will go into a closed session under Chapter 551 of the Texas Government Code to receive advice from legal counsel, to discuss matters of land acquisition, to discuss personnel matters, to discuss or take action on a "competitive matter" of Austin Energy as provided for under Section 551.086, or for other reasons permitted by law as specifically listed on this agenda. If necessary, the City Council may go into a closed session as permitted by law regarding any item on this agenda.

Reading and Action on Consent Agenda

Action on the Following:

Ordinances / Resolutions / Motions -

All of the following items may be acted upon by one motion. No separate discussion or action on any of the items is necessary unless desired by a Council Member.

9:55 AM -- Invocation

Tom Spencer, Austin Area Interreligious Ministries

10:00 AM -- City Council Convenes

Approval of Minutes

1. Approve the minutes of the Austin City Council March 5, 2009 Regular meeting.

Austin Water Utility

2. Approve an ordinance authorizing the City Manager to negotiate and execute an amendment to a cost reimbursement agreement with AUSTIN HB RESIDENTIAL PROPERTIES, LTD., to accelerate the city reimbursement payment for an 18-inch wastewater line and appurtenances to serve the Harris Branch Equinox Centre Development located at U.S. Highway 290 and State Highway 130; and waiving the requirements of Section 25-9-67 of the City Code relating to the cost reimbursement payment schedule. No additional fiscal impact to the Fiscal Year 2008-2009 Capital Budget of the Austin Water Utility. To be reviewed by the Water and Wastewater Commission on March 11, 2009.

Contract and Land Management

3. Authorize the negotiation and execution of a 36-month lease with the possibility of future renewals for 4,031 square feet of office space for Austin Water Utility to house the South-I 35 Water and Wastewater Improvement Program, located at 811 Barton Springs Road Suite 920, from PENNMUNI-TIAA U.S. REAL ESTATE FUND, LLC, Austin TX, in an amount not to exceed \$380,841.13 for the initial lease term. Funding in the amount of \$72,047.43 is available in the Fiscal Year 2008-2009 Operating Budget of the Austin Water. Funding for the remaining lease term period is contingent upon available funding in future budgets.
4. Authorize negotiation and execution of an amendment to the professional services agreement with ROMA DESIGN GROUP, San Francisco, CA, for planning services in conjunction with the Downtown Austin Plan in an amount not to exceed \$841,860, for

a total contract amount not to exceed \$1,441,860. Funding in the amount of \$841,860 is available in the Fiscal Year 2008-2009 Capital Budget of the Neighborhood Planning and Zoning Department. This contract was awarded in compliance with Chapter 2-9B of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program) with 10.30% MBE and 9.40% subconsultant participation to date.

Economic Growth & Redevelopment Services

5. Approve an ordinance amending the City's Economic Development Policy related to economic development incentives for private, large scale mixed use projects that include a retail component.

Law

6. Approve settlement of an Environmental Protection Agency claim related to the Malone Service Company Superfund Site, Texas City Texas, under the Comprehensive Environmental Response, Compensation, and Liability Act, commonly known as the federal "superfund" law.

Purchasing Office

7. Authorize award, negotiation, and execution of Amendment No. 6 to a professional services contract with DMJM H&N, Albuquerque, NM, to extend the contract for up to 12 months for additional construction administration services for the security system upgrade at Austin Bergstrom International Airport in an amount not to exceed \$180,000, for a total contract amount not to exceed \$705,736. Funding in the amount of \$180,000 is available in the Fiscal Year 2008-2009 Capital Budget of the Department of Aviation. Contract Amendment. This contract was awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. Recommended by the Austin Airport Advisory Commission.
8. Authorize award and execution of a 12-month requirements supply contract with ALTIVIA CORPORATION, Houston, TX for the purchase of sodium hydroxide for Austin Energy in an estimated amount not to exceed \$109,528, with three 12-month extension options in an estimated amount not to exceed \$109,528 per extension option, for a total estimated contract amount not to exceed \$438,112. Funding in the amount of \$63,891 is available in the Fiscal Year 2008-2009 Operating Budget of Austin Energy. Funding for the remaining seven months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification of four bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation. Recommended by the Electric Utility Commission.
9. Authorize award and execution of a 36-month requirements supply contract with LONGHORN INTERNATIONAL TRUCKS, Austin, TX to provide captive repair parts for Caterpillar engines in an estimated amount not to exceed \$220,675, with three 12-month extension options in estimated amounts not to exceed \$81,034 for the first extension option, \$85,085 for the second extension option, and \$89,340 for the third extension option, for a total estimated contract amount not to exceed \$476,134. Funding in the amount of \$35,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 30 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid of three bids received. This contract will be awarded in compliance with Chapter 2-9D of the City Code

(Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.

10. Authorize award and execution of a 36-month requirements service contract with LONGHORN INTERNATIONAL TRUCKS, Austin, TX to provide repair services for Navistar engines in an estimated amount not to exceed \$788,125, with three 12-month extension options in estimated amounts not to exceed \$289,406 for the first extension option, \$303,877 for the second extension option, and \$319,070 for the third extension option, for a total estimated contract amount not to exceed \$1,700,478. Funding in the amount of \$125,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 30 months of the original contract period and extension options is contingent upon available funding in future budgets. Sole bid received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
11. Authorize award and execution of a 36-month requirements service contract with STERLING & WESTERN STAR OF AUSTIN, Austin, TX to provide repair services for Cummins engines in an estimated amount not to exceed \$788,125, with three 12-month extension options in estimated amounts not to exceed \$289,406 for the first extension option, \$303,877 for the second extension option, and \$319,070 for the third extension option, for a total estimated contract amount not to exceed \$1,700,478. Funding in the amount of \$125,000 is available in the Fiscal Year 2008-2009 Operating Budget of the Financial and Administrative Services Department, Fleet Fund. Funding for the remaining 30 months of the original contract period and extension options is contingent upon available funding in future budgets. Lowest bid meeting specification of three bids received. This contract will be awarded in compliance with Chapter 2-9C of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). No subcontracting opportunities were identified; therefore, no goals were established for this solicitation.
12. Authorize award and execution of a contract through the HOUSTON-GALVESTON AREA COUNCIL OF GOVERNMENTS (H-GAC) with CALDWELL COUNTRY CHEVROLET, Caldwell, TX for the purchase of 25 light duty vehicles in an amount not to exceed \$781,551. Funding in the amount of \$60,543 is included in the Fiscal Year 2008-2009 Operating Budget of the Aviation Department. Funding in the amount of \$28,868 is available in the Fiscal Year 2008-2009 Operating Budget of Municipal Court. Funding in the amount of \$462,503 is included in the Fiscal Year 2008-2009 Capital Budget of Austin Energy. Funding in the amount of \$59,567 is available in the Fiscal Year 2008-2009 Capital Budget of the Watershed Protection and Development Review Department. Funding in the amount of \$170,470 is available in the Fiscal Year 2008-2009 Capital Budget of Austin Water Utility. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.
13. Authorize award and execution of a contract through the TEXAS LOCAL GOVERNMENT PURCHASING COOPERATIVE (BUYBOARD) with PHILPOTT MOTORS, LTD, Nederland, TX, for the purchase of 61 light duty vehicles in an amount not to exceed \$1,559,809.15. Funding in the amount of \$376,422.20 is included in the Fiscal Year 2008-2009 Vehicle Acquisition Fund. Funding in the amount of \$22,657.14 is included in the Fiscal Year 2008-2009 Operating Budget of the Austin Convention Center Department. Funding in the amount of \$46,062 is available in the Fiscal Year 2008-2009 Operating Budget of Public Works. Funding is included in the Fiscal Year 2008-2009 Capital Budgets of various City departments as follows: Austin Energy \$334,751.93, Watershed Protection and Development Review \$23,031, Austin Water Utility \$315,837.95, Fire \$50,225.60, Solid Waste Services \$242,736.51, and Public

Works \$148,084.82. This contract will be awarded in compliance with Chapter 2-9D of the City Code (Minority Owned and Women Owned Business Enterprise Procurement Program). This contract is a Cooperative Purchase; therefore, it is exempted under Chapter 791 of the Texas Local Government Code and no goals were established for this solicitation.

Solid Waste Services

14. Approve an ordinance amending City Code Chapter 15-6, relating to private solid waste haulers; enforcement and penalties; and solid waste receptacle set out times. Reviewed by the Solid Waste Advisory Commission.

Telecommunications & Regulatory Affairs

15. Approve an ordinance suspending a rate increase proposed by Texas Gas Service; requiring reimbursement of municipal rate case expenses by the regulated utility; and providing notice of this ordinance to Texas Gas Service.

Item(s) from Council

16. Approve appointments to citizen board and commissions, to Council subcommittees and other intergovernmental bodies and removal and replacement of members.
17. Approve an ordinance amending City Code Chapter 9-2 (Noise and Amplified Sound) relating to permitting, application, public notice, and appeal requirements for outdoor music venues; and providing for emergency passage. (Council Member Mike Martinez and Council Member Laura Morrison)
18. Approve an ordinance amending Chapter 10-1 of the City Code to add Section 10-1-30 prohibiting the use of designated city cemeteries for construction activities. (Council Member Randi Shade, Council Member Laura Morrison and Council Member Lee Leffingwell)
19. Approve a resolution amending the City's legislative program related to the Firefighter Relief and Retirement Fund. (Council Member Mike Martinez and Council Member Lee Leffingwell)
20. Approve a resolution directing the City Manager to allocate \$50,430 from the Holly Good Neighbor "Cultural Arts" Program to fund the Pachanga Music Festival and the Austin Conjunto Festival. (Council Member Mike Martinez and Council Member Lee Leffingwell)
21. Approve a resolution adopting a joint resolution that authorizes the Joint Committees of the Austin Independent School District, Travis County, and the City to develop policies and recommendations that are supportive of families and children; and neighborhoods and schools. (Council Member Laura Morrison and Council Member Sheryl Cole)
22. Approve the waiver of certain fees under City Code Chapter 14-8 for the Shattered Dreams event sponsored by the Parent Teacher Student Association (PTSA) of Anderson High School to be held Wednesday, April 1, 2009. (Council Member Mike Martinez and Council Member Laura Morrison)
23. Approve the waiver of certain fees under City Code Chapter 14-8 for the Men's Rally for Change and March cosponsored by SafePlace and the Texas Association Against Sexual Assault to be held on Saturday, April 18, 2009. (Council Member Mike Martinez, Council Member Randi Shade and Council Member Laura Morrison)

Item(s) to Set Public Hearing(s)

24. Set a public hearing to consider an ordinance amending Chapter 25-2 of the City Code to allow Pet Services use as a permitted use in the Central Business District (CBD) base zoning district. (Suggested date and time: April 23, 2009, 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX). Recommended by Planning Commission.
25. Set a public hearing to consider an ordinance regarding a proposal from Texas Gas Service Company to increase customer gas rates. (Suggested date and time: March 26, 2009, 6:00 p.m., Austin City Hall, 301 W. Second Street, Austin, TX)

12:00 PM -- Citizen Communications: General

Neil Carmen - Health issue at pure casting metal foundry in east Austin

Ronnie Gjemre - The constitution, peace and freedom

Susana Almanza - Protect our children! Relocate pure casting!

Jimmy Castro - Star of Texas rodeo

Paige DeShong - Relocate pure castings

Frances Martinez - LULAC district 12 and El Concilio Austin City Council Mayoral forum

Marcelo Tafoya - Shared governance for all!

Erika Gonzalez - Dirty bubbles- dirty air: form chemicals in baby products to chemicals in the Austin neighborhood facility. Relocate pure casting!

Rae Nadler-Olenick - Water fluoridation

Paul Hernandez - Share governance with the entire community. Adopt neighborhood districts. Remember the eyes of the Texas legislature are upon you!

2:00 PM -- Briefings

26. Staff briefing on proposed legislation creating special districts within the Desired Development Zone

4:00 PM -- Zoning Ordinances / Restrictive Covenants (HEARINGS CLOSED)

27. C14-2008-0031 - MLK Jr. Blvd. Station Area Plan - Approve third reading of an ordinance adopting the MLK Jr. Blvd. Station Area Plan and transit oriented development (TOD) district zoning for all properties within the boundaries of the MLK Jr. Blvd. Station Area, generally bounded by Boggy Creek on the north and east; the Northwest and Austin Railroad on the east; East 12th Street on the south; and Ulit Avenue, Miriam Avenue, Alexander Avenue, and Randolph Road on the west, including

select properties at the intersections of MLK Jr. Blvd. with Airport Blvd. and Manor Rd. with Airport Blvd. First reading approved on April 10, 2008. Vote: 7-0. Second reading approved on November 6, 2008. Vote: 7-0. Applicant: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Sonya Lopez, 974-7694.

28. C14-2008-0031 - MLK Jr. Blvd. Station Area Plan (2900 Manor Road) - Conduct a public hearing and approve third reading of an ordinance adopting the MLK Jr. Blvd. Station Area Plan and transit oriented development (TOD) district zoning for 2900 Manor Road, located within the boundaries of the MLK Jr. Blvd. Station Area, generally bounded by Boggy Creek on the north and east; the Northwest and Austin Railroad on the east; East 12th Street on the south; and Ulit Avenue, Miriam Avenue, Alexander Avenue, and Randolph Road on the west, including select properties at the intersections of MLK Jr. Blvd. with Airport Blvd. and Manor Rd. with Airport Blvd. First reading approved on April 10, 2008. Vote: 7-0. Second reading approved on November 6, 2008. Vote: 7-0. Applicant: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Sonya Lopez, 974-7694. A valid petition has been filed in opposition to this rezoning request.
29. NPA-2008-0003.01 - Chestnut Neighborhood Plan Amendment - Approve third reading of an ordinance amending Ordinance No. 990715-113, the Chestnut Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to include the MLK Jr. Blvd. Station Area Plan and change the land use designation on the future land use map for all properties within the Chestnut Neighborhood Planning Area that overlap the MLK Jr. Blvd. Station Area to transit oriented development (TOD). First reading approved on April 10, 2008. Vote: 7-0. Second reading approved on November 6, 2008. Vote: 7-0. Applicant: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Sonya Lopez, 974-7694.
30. NPA-2008-0008.01 - Rosewood Neighborhood Plan Amendment - Approve third reading of an ordinance amending Ordinance No. 011129-67, the Rosewood Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to include the MLK Jr. Blvd. Station Area Plan and change the land use designation on the future land use map for all properties within the Rosewood Neighborhood Planning Area that overlap the MLK Jr. Blvd. Station Area to transit oriented development (TOD). First reading approved on April 10, 2008. Vote: 7-0. Second reading approved on November 6, 2008. Vote: 7-0. Applicant: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Sonya Lopez, 974-7694.
31. NPA-2008-0012.01 - Upper Boggy Creek Neighborhood Plan Amendment - Approve third reading of an ordinance amending Ordinance No. 020801-91, the Upper Boggy Creek Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to include the MLK Jr. Blvd. Station Area Plan and change the land use designation on the future land use map for all properties within the Upper Boggy Creek Neighborhood Planning Area that overlap the MLK Jr. Blvd. Station Area to transit oriented development (TOD). First reading approved on April 10, 2008. Vote: 7-0. Second reading approved on November 6, 2008. Vote: 7-0. Applicant: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Sonya Lopez, 974-7694.
32. NPA-2008-0015.01 - East MLK Combined Neighborhood Plan Amendment - Approve third reading of an ordinance amending Ordinance No. 021107-Z-11, the East MLK Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to include the MLK Jr. Blvd. Station Area Plan and change the land use designation on the future land use map for all properties within the MLK Neighborhood Planning Area that overlap the MLK Jr. Blvd. Station Area to transit oriented development (TOD). First reading approved on April 10, 2008. Vote: 7-0. Second reading approved on November 6, 2008. Vote: 7-0. Applicant: City of Austin, Neighborhood Planning and Zoning Department. City Staff: Sonya Lopez, 974-7694.

33. NPA-2007-0012.02 - 1600 Block of East MLK (1600, 1602, 1604, and 1606 E. Martin Luther King Jr. Blvd.) - Approve third reading of an ordinance amending Ordinance No. 020801-91, the Upper Boggy Creek Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from single family to neighborhood mixed use for the properties located at 1600, 1602, 1604, and 1606 E. Martin Luther King, Jr. Blvd. (Boggy Creek Watershed). First reading approved on December 11, 2008. Vote: 5-2 (Leffingwell and Morrison voted Nay). Second Reading approved on January 15, 2009. Vote: 4-3 (Leffingwell, Martinez and Morrison voted Nay.) Applicant: E-MLK Properties LLC. Agent: Ryan Diepenbrock, PSW Real Estate. City Staff: Kathleen Fox, 974-7877
34. C14-2008-0099 - 1600 Block of East MLK - Approve third reading of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1600, 1602, 1604 and 1606 E. Martin Luther King Jr. Boulevard (Upper Boggy Creek Watershed) from family residence-neighborhood plan (SF-3-NP) combining district zoning to neighborhood commercial-mixed use-vertical mixed use building-conditional overlay-central urban redevelopment-neighborhood plan (LR-MU-V-CO-CURE-NP) combining district zoning. First reading approved on December 11, 2008. Vote: 5-2 (Leffingwell and Morrison voted Nay). Second Reading approved on January 15, 2009. Vote: 4-3 (Leffingwell, Martinez and Morrison voted Nay.) Applicant: E-MLK Properties, L.L.C. Agent: Ryan Diepenbrock, PSW Real Estate. City Staff: Robert Heil, 974-2330. A valid petition has been filed in opposition to this rezoning request.

4:00 PM -- Zoning and Neighborhood Plan Amendments (Public Hearings and Possible Action)

- 35 PH. C20-2008-016 – North Burnet Gateway - Conduct a public hearing and approve second/third readings of an ordinance amending Title 25-2 to create a North Burnet/Gateway (NBG) zoning district and establish associated use and site development regulations, repeal previous interim regulations, amend Subchapter E: Design Standards & Mixed Use to exempt the NBG zoning district, and approve a collector street plan for the NBG Neighborhood Planning Area. 1st Reading approved on October 16, 2008. Vote 7-0. City Staff: Molly Scarbrough, Neighborhood Planning and Zoning Department, 974-3515.
- 36 PH. C14-2008-0182 – North Burnet/Gateway Neighborhood Plan Rezoning – City Initiated - Conduct a public hearing and approve second/third readings of an ordinance amending Chapter 25-2 of the Austin City Code by rezoning 40 tracts (1,442.826 acres) within the North Burnet/Gateway Neighborhood Planning Area, bounded by MoPac Expressway, Metric Boulevard, Highway 183/Research Boulevard, and Braker Lane (Shoal Creek; Walnut Creek, and Little Walnut Creek Watersheds) from various zoning districts to North Burnet Gateway-neighborhood plan (NBG-NP) combining district zoning or North Burnet Gateway-historic landmark-neighborhood plan (NBG-H-NP) combining district zoning. The proposed zoning change will implement the land use and urban design recommendations of the North Burnet/Gateway Master Plan. First Reading approved on October 16, 2008. Vote 7-0. Applicant and Agent: Neighborhood Planning and Zoning Department. City Staff: Molly Scarbrough, 974-3515.
- 37 PH. C14-2008-0242 - Mueller Austin Energy Substation - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2403 East 51st Street (Tannehill Branch Watershed) from community commercial-neighborhood plan (GR-NP) combining district zoning to public-neighborhood plan (P-NP) combining district zoning. Staff Recommendation: to grant public-neighborhood plan (P-NP) combining district zoning. Planning Commission Recommendation: To be reviewed on March 24, 2009. Applicant: Austin Energy. Agent: Stanley Consultants (Charles Steinman). City Staff: Joi Harden, 974-2122.

- 38 PH. C14-2009-0002 - Municipal Court and Northeast Police - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 7211 North IH-35 Service Road Northbound (Buttermilk Branch Creek) from limited industrial service (LI) district zoning to public (P) district zoning. Staff Recommendation: To grant public (P) district zoning. Planning Commission Recommendation: To grant public (P) district zoning. Applicant and Agent: City of Austin (Lauraine Rizer). City Staff: Joi Harden, 974-7079.
- 39 PH. C14H-2008-0038 - John Henry Faulk House - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 1812 Airole Way (Barton Creek Watershed) from family residence (SF-3) district zoning to family residence-historic Landmark (SF-3-H) combining district zoning. Staff recommendation: To grant family residence-historic landmark (SF-3-H) combining district zoning. Historic Landmark Commission recommendation: To grant family residence-historic landmark (SF-3-H) combining district zoning. Planning Commission recommendation: To grant family residence-historic landmark (SF-3-H) combining district zoning. Applicant: Nikki Addison, owner. City Staff: Steve Sadowsky, 974-6454.
- 40 PH. C14-2008-0247 - Buckets Deli - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 2020 East Cesar Chavez Street (Town Lake Watershed) from general commercial services-mixed use-conditional overlay-neighborhood plan (CS-MU-CO-NP) combining district zoning to commercial-liquor sales-mixed use-conditional overlay-neighborhood plan (CS-1-MU-CO-NP) combining district zoning. Staff Recommendation: To deny commercial-liquor sales-mixed use-conditional overlay-neighborhood plan (CS-1-MU-CO-NP) combining district zoning. Planning Commission Recommendation: To deny commercial-liquor sales-mixed use-conditional overlay-neighborhood plan (CS-1-MU-CO-NP) combining district zoning. Applicant: Paul Rodriguez. Agent: Hajjar Sutherland & Kelly, L.L.P. (Kareem Hajjar). City Staff: Joi Harden, 974-2122. A valid petition has been filed in opposition to this rezoning request.
- 41 PH. NPA-2008-0015.04.SH - Chestnut Corner - Conduct a public hearing and approve an ordinance amending Ordinance No. 021107-Z-11, the East MLK Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from high density single family to multifamily for the property located at 3522 E. MLK Blvd. (Tannehill Branch Watershed). Staff Recommendation: To approve multifamily land use designation. Planning Commission Recommendation: To approve multifamily land use designation. Applicant: City of Austin, Austin Housing Finance Corporation. Agent: Sarah Andre. City Staff: Maureen Meredith, 974-2695.
- 42 PH. C14-2008-0243.SH - Chestnut Corner - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3522 E. Martin Luther King Jr. Blvd. (Tannehill Branch Library) from townhouse and condominium residence-neighborhood plan (SF-6-NP) combining district zoning to multi-family residence-medium density-neighborhood plan (MF-3-NP) combining district zoning. Staff Recommendation: To grant multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning. Planning Commission Recommendation: To grant multi-family residence-low density-conditional overlay-neighborhood plan (MF-2-CO-NP) combining district zoning. Applicant: City of Austin, Austin Housing Finance Corporation. Agent: Chestnut Neighborhood Revitalization Corp. (Sarah Andre). City Staff: Joi Harden, 974-2122.
- 43 PH. NPA-2008-0019.01 - 3301 Kings Lane - Conduct a public hearing and approve an ordinance amending Ordinance No. 040826-57, the Central Austin Combined Neighborhood Plan, an element of the Austin Tomorrow Comprehensive Plan, to change the land use designation on the future land use map (FLUM) from single family to neighborhood mixed use for the property located at 3301 Kings Lane (Waller Creek

Watershed). Staff Recommendation: To approve neighborhood mixed use land use designation. Planning Commission Recommendation: To deny neighborhood mixed use designation. Applicant: David Heaps. Agent: Phil Moncada. City Staff: Victoria Craig, 974-2857.

- 44 PH. C14-2008-0223 - David Heaps - Conduct a public hearing and approve an ordinance amending Chapter 25-2 of the Austin City Code by rezoning property locally known as 3301 Kings Lane (Waller Creek Watershed) from limited office-neighborhood plan (LO-NP) combining district zoning to limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Staff Recommendation: To grant limited office-mixed use-neighborhood plan (LO-MU-NP) combining district zoning. Planning Commission Recommendation: To grant single-family residence-small lot-neighborhood plan (SF-4A-NP) combining district zoning. Applicant: David Heaps & Associates (David Heaps). Agent: A.E.C. Inc. (Phil Moncada). City Staff: Clark Patterson, 974-7691. A valid petition has been filed in opposition to this rezoning request.

5:30 PM -- Live Music


Steve Bernal


5:30 PM -- Proclamations

6:00 PM -- Public Hearings and Possible Actions

- 45 PH. Conduct a public hearing and consider an ordinance amending the Land Development Code, Chapter 25-10, to allow sidewalk signs in commercial areas of the City. To be reviewed by the Planning Commission on March 10, 2009.

Adjourn

 The City of Austin is committed to compliance with the Americans with Disabilities Act. Reasonable modifications and equal access to communications will be provided upon request.

 For assistance please call 974-2210 OR 974-2445 TDD.

A person may request a Spanish language interpreter be made available by contacting the Office of the City Clerk not later than twenty-four hours before the scheduled time of the item on which the person wishes to speak. Please call 974-2210 in advance or inform the City Clerk's staff present at the council meeting.

Cualquier persona puede solicitar servicios de intérprete en español comunicándose con la oficina del Secretario/a Municipal a no más tardar de veinte y cuatro horas antes de la hora determinada para el asunto sobre el cual la persona desea comentar. Por favor llame al 974-2210 con anticipo o informe al personal del Secretario/a Municipal presente en la sesión del Consejo.

2009 Austin City Council Meeting Dates

MEETINGS	CANCELLED DATES
	January 1, 2009 January 8, 2009
January 15, 2009	
January 29, 2009	January 22, 2009
February 12, 2009	February 5, 2009
February 26, 2009	February 19, 2009
March 5, 2009	
March 12, 2009	
March 26, 2009	March 19, 2009
April 2, 2009	
	April 9, 2009 April 16, 2009
April 23, 2009	
April 30, 2009	
May 14, 2009	May 7, 2009
May 21, 2009	
	May 28, 2009 June 4, 2009
June 11, 2009	
June 18, 2009	
	June 25, 2009 July 2, 2009 July 9, 2009 July 16, 2009
July 23, 2009	
	July 30, 2009
August 6, 2009	
	August 13, 2009
August 20, 2009	
August 27, 2009	
	September 3, 2009 September 10, 2009
September 14, 15 and 16, 2009 (Budget Readings)	
September 24, 2009	September 17, 2009
October 1, 2009	
	October 8, 2009
October 15, 2009	
October 22, 2009	
	October 29, 2009
November 5, 2009	
	November 12, 2009
November 19, 2009	
	November 26, 2009 December 3, 2009
December 10, 2009	
December 17, 2009	
	December 24, 2009 December 31, 2009